

Joyce Skillman  
IN PRO PER RESPONDENT  
13851 Kenwood  
Oak Park, MI 48237-3600

November 8, 2009

CLERK to the  
Honorable Robert D. Drain  
United States Bankruptcy Judge  
Southern District of New York  
One Bowling Green, Room 632  
New York, NY 10004

RE: Case No. 05-44481 (RDD)

Dear Clerk to the Honorable Robert D. Drain:

Please file the enclosed Claimant's Response To Reorganized Debtors' Objection to Expunge Pension Claim in the above identified Case. Claimant has no access to file electronically. Please return a true copy to the Claimant at skilltwy@yahoo.com or at

Joyce Skillman  
IN PRO PER RESPONDENT/Claimant  
13851 Kenwood  
Oak Park, MI 48237-3600

Thank you in advance for your cooperation. Should you have any questions, I can be contacted at (989) 714-4276.

Sincerely,

  
Joyce Skillman  
IN PRO PER RESPONDENT/Claimant

  
R.D.  
11/10

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

-----x  
In re : Chapter 11  
: Case No. 05-44481 (RDD)  
DELPHI CORPORATION, et al., : (Jointly Administered)  
Debtors :  
-----x

**CLAIMANT'S RESPONSE TO REORGANIZED DEBTORS' THIRTY-SIXTH  
OMNIBUS OBJECTION PURSUANT TO 11 U.S.C. § 502(b) AND FED. R. BANKR. P.  
3007 TO (I) MODIFY AND ALLOW CLAIM AND (II) EXPUNGE CERTAIN  
(D) PENSION, BENEFIT, AND OPEB CLAIMS**

(“RESPONSE TO THIRTY-SIXTH OMNIBUS CLAIMS OBJECTION”)

CLAIMANT, JOYCE L. SKILLMAN, In Pro Per, hereby submits this Response  
To Reorganized Debtors' Thirty-Sixth Omnibus Objection Pursuant To 11 U.S.C. § 502(B) And  
Fed. R. Bankr. P. 3007 To (I) Modify And Allow Claim And (II) Expunge Certain (D) Pension  
and respectfully represents as follows:

- a. The title of the claims objection to which this Response is directed is "Pension" Claim.
- b. The name of the Claimant is Joyce L. Skillman. The brief description of the basis for the amount of the Claim is the Judgment of Divorce ("Judgment") in J.L. Skillman vs. R.H. Skillman, File No. 94-2126DM-2, April 6, 1995.
- c. The Reorganized Debtors' Thirty-Sixth Omnibus Objection ... To Expunge Pension  
Claims should be disallowed. It is set forth in the Judgment of Divorce, page 8,  
paragraphs 2 and 3, as follows :

IT IS FURTHER ORDERED AND ADJUDGED that the Plaintiff, Joyce LaVerne Skillman, is awarded one-half of the monthly benefit derived from the Defendant's [Rudolph Henson Skillman, Sr.] pension-retirement program at General Motors and/or Pinkerton as her separate interest, calculated to July 1, 1994, and that this award of benefits is set forth the with specificity in the Qualified Domestic Relations Order, entered contemporaneously with the entry of the Judgment.

IT IS FURTHER ORDERED AND ADJUDGED that the Plaintiff, Joyce LaVerne Skillman, shall be named for the full survivorship benefits on Defendant's pension-retirement program, and that this award of benefits is set forth the with specificity in the Qualified Domestic Relations Order, entered contemporaneously with the entry of the Judgment.

Claimant is entitled to the benefit of this Judgment until said Judgment is vacated, or otherwise made void.

- d. Said Objections by the Reorganized Debtors fails to void said Order. The documentation sufficient to establish a *prima facie* right to payment is:
  - i. Marriage License between Claimant and Rudolph H. Skillman, Sr.;
  - ii. Judgment of Divorce between Claimant and Rudolph H. Skillman, Sr.;

- iii. Qualified Domestic Relations Order; and,
- iv. Death Certificate of Rudolph H. Skillman, Sr.

e. The allowable amount to Claimant Joyce Skillman is based on the monthly pension (\$564.26) payment owed to Claimant for each month of her natural life. Claimant is owed \$6771.12 for each year. Claimant is owed one hundred thirty-five thousand four hundred twenty-two dollars (\$135,422.24) and twenty-four cents (based on an additional twenty years of life expectancy).

f. Replies to this Response may be sent to:

Joyce Skillman  
13851 Kenwood  
Oak Park, MI 48237-3600

November 6, 2009

*Joyce Skillman*  
Joyce Skillman  
IN PRO PER RESPONDENT  
13851 Kenwood  
Oak Park, MI 48237-3600

STATE OF NEBRASKA,  
Douglas County,

ss. Marriage License

No. B20216

OFFICE OF THE COUNTY JUDGE

License is hereby granted to any person authorized to solemnize marriages, according to the laws of said State,  
to join in marriage within said County,

Mr.	Rudolph Henson Skillman	and M.	Joyce LeVerne Graham
Residing At	Omaha, Nebraska		
Age	27	Place of Birth	Nebraska
Color	ed	Age	21
Father's Name	Leonard Henson Skillman		
Mother's Maiden Name	Marjorie Hobson		
George Twyman	Father's Name		
Alice Mickles	Mother's Maiden Name		

And the Person Joining Them in marriage is required to make due return of his Proceedings to the County Judge of said County within 15 days.

In Testimony Whereof, I have hereunto set my hand and affixed the Seal of said Court at Omaha in said County, this 9th day of February A. D., 19 62.

ROBERT R. TROYER, County Judge

By Joseph J. Delitz  
Clerk of the County Court

Certificate of Marriage

This Certifies, that on the Ninth day of February A. D., 19 62, at 5:00 PM in said County, according to law and by authority, I duly joined in marriage the above parties, in the presence of

Milton R. Hobson

Residing at 12880 West 44th Omaha, Neb.

NAME OF WITNESS

ADDRESS OF WITNESS

Elizabeth Hobson Hobson

Residing at 2108 Ohio Omaha, Neb.

NAME OF WITNESS

ADDRESS OF WITNESS

In Witness Whereof, I have set my hand this Ninth day of February A.D., 19 62

Pastor of

Curtis A. Brown  
Bethel Baptist Church

S T A T E O F M I C H I G A N

IN THE CIRCUIT COURT FOR THE COUNTY OF SAGINAW

JOYCE LAVERNE SKILLMAN, )

Plaintiff, )

vs. )

RUDOLPH HENSON SKILLMAN, )

Defendant. )

File No. 94-2126-DM-2

HON. ROBERT L. KACZMAREK

HAUFFE & HAUFFE, P.C. )

By IRWIN F. HAUFFE II (P14750) )

Attorney for Plaintiff )

971 Midland Road )

Saginaw, Michigan 48603 )

Phone: (517) 799-9370 )

ACHILLES J. TARACHAS (P21263) )

Attorney for Defendant )

JUDGMENT OF DIVORCE

AT A SESSION OF SAID COURT, HELD AT THE COURTHOUSE IN THE  
CITY OF SAGINAW, COUNTY OF SAGINAW, STATE OF MICHIGAN, ON THE  
6 DAY OF April, 1995.

PRESENT: HONORABLE ROBERT L. KACZMAREK, CIRCUIT JUDGE.

THIS CAUSE having come on for trial and both parties being personally present and represented by their respective counsel and having set forth their agreement on the record, and having stipulated upon the record in open Court that the Defendant has withdrawn his Answer to Plaintiff's Complaint to permit her to proceed with her proofs upon the Complaint filed herein, and proofs thereon having been taken in open Court and this Court having heard said proofs and being fully informed in the premises, and upon consideration thereof, DOETH FIND that there has been a breakdown in the marriage relationship to the extent that the objects of matrimony have been destroyed and there remains no reasonable likelihood that the marriage can be preserved and that the Plaintiff, JOYCE LAVERNE SKILLMAN, is entitled to an absolute Judgment of Divorce.

AND THIS COURT DOTH FURTHER FIND that more than six (6) months have elapsed since the filing of the Complaint in this cause, that the parties are both of full legal age, that neither party is mentally incompetent, and that neither party is a member of the military service.

AND THIS COURT DOTH FURTHER FIND that there are five children the issue of said marriage, four of whom have reached the age of majority and one who is still a minor, to-wit: MARISA JOY SKILLMAN, fifteen (15) years of age, born September 5, 1979; and that the Plaintiff is not pregnant.

AND THIS COURT DOTH FURTHER FIND that the Plaintiff, JOYCE LaVERNE SKILLMAN, is a fit and suitable person to have the care, custody, control and education of said minor child.

AND THIS COURT DOTH FURTHER FIND that the parties are the owners of real property located at 922 Cherry Street, Saginaw, Michigan.

AND THIS COURT DOTH FURTHER FIND that during the pendency of these proceedings, the parties have come to an agreement settling and adjusting between themselves all matters pertaining to property rights which terms have been incorporated in this Judgment of Divorce; the Court having heard, read and considered the same, finds the same to be just and equitable and meeting with the approval of the Court.

THEREFORE, on Motion of IRWIN F. HAUFFE II, Attorney for Plaintiff, IT IS HEREBY ORDERED AND ADJUDGED and this Court by virtue of the authority therein vested, and in pursuance of the statutes in such case made and provided, DOTH ORDER AND ADJUDGE that the marriage between the Plaintiff, JOYCE LaVERNE SKILLMAN, and the Defendant, RUDOLPH HENSON SKILLMAN, be dissolved, and the same is hereby dissolved accordingly, and a divorce from the bonds of matrimony between the said parties is also ADJUDGED.

#### CUSTODY OF MINOR CHILD

IT IS FURTHER ORDERED AND ADJUDGED that the Plaintiff, JOYCE LaVERNE SKILLMAN, shall have the care, custody, control and education of the minor child of the parties, to-wit: MARISA JOY SKILLMAN, until she shall have attained the age of eighteen (18) years, or until the further Order of the Court.

#### PARENTS' ADDRESSES

IT IS FURTHER ORDERED AND ADJUDGED that the Plaintiff, JOYCE LaVERNE SKILLMAN, (Social Security No. 506-44-4549), whose present address is 922 Cherry Street, Saginaw, Michigan 48601, shall promptly notify the Friend of the Court of any change in her address, and in no event shall she remove the domicile of said minor child of the parties outside the State of Michigan without the prior approval of the Court.

IT IS FURTHER ORDERED AND ADJUDGED that the Defendant, RUDOLPH HENSON SKILLMAN, (Social Security No. 508-36-9289), whose present address is 1816 Golfview Drive, Apt. #12, Essexville, Michigan 48732, shall promptly notify the Friend of the Court of any change in his address.

IT IS FURTHER ORDERED AND ADJUDGED that each party shall keep the Friend of the Court informed of the following:

- A. The name and address of his or her current source of income. Source of income means an employer or successor employer or any other individual or entity that owes or will owe income to the party.
- B. Any health care coverage that is available to him or her as a benefit of employment or that is maintained by him or her; the name of the insurance company, health care organization, or health maintenance organization; the policy, certificate or contract number; and the names and birth date of the persons for whose benefit he or she maintains health care coverage under the policy, certificate or contract.

SUPPORT OF MINOR CHILD

IT IS FURTHER ORDERED AND ADJUDGED that the Defendant, RUDOLPH HENSON SKILLMAN, shall pay the sum of \$126.00 per week for the support and maintenance of the minor child of the parties, payable through the Friend of the Court for Saginaw County, until said child attains the age of majority or is graduated from high school, whichever is later, or until further order of this Court; that whenever support is payable because a child is over the age 18 years but is still regularly attending high school, on a full-time basis, such support shall continue so long as there is a reasonable expectation of the child completing sufficient credits to graduate from high school; and the child is residing full-time either with the payee of support or at an institution; and that in any event, all child support shall cease once the child attains the age of 19 years and 6 months.

IT IS FURTHER ORDERED AND ADJUDGED that in consideration for alimony as hereinafter set forth, Defendant's current child support obligation shall not be increased or decreased for a period of two (2) years following entry of Judgment.

IT IS FURTHER ORDERED AND ADJUDGED that the Defendant, RUDOLPH HENSON SKILLMAN, shall receive a fifty (50%) percent abatement of child support after he has overnight visitation with the minor child for eight (8) consecutive nights.

IT IS FURTHER ORDERED AND ADJUDGED that except as otherwise provided in Section 3 of the Support and Visitation Enforcement Act, Act No. 295 of the Public Acts of 1982, being Section

552.603 of the Michigan Compiled Laws, a support order that is part of a judgment or is an order in a domestic relations matter as that term is defined in Section 31 of the Friend of the Court Act, Act No. 294 of the Public Acts of 1982, being Section 552.531 of the Michigan Compiled Laws, is a Judgment on and after the date each support payment is due, with the full force, effect and attributes of a judgment of this State, and is not, on and after the date it is due, subject to retroactive modification.

INCOME WITHHOLDING

IT IS FURTHER ORDERED AND ADJUDGED that an order of income withholding shall be entered and shall take effect immediately unless the provisions of MCL 552.604; MSA 25.164(4) apply in which case an order of income withholding shall take effect after the Friend of the Court gives such notice as required by law.

STATUTORY COLLECTION FEE

IT IS FURTHER ORDERED AND ADJUDGED that the Defendant, RUDOLPH HENSON SKILLMAN, shall pay to the Office of the Friend of the Court for Saginaw County the Statutory Collection Fee as it comes due.

HOSPITALIZATION

IT IS FURTHER ORDERED AND ADJUDGED that if either party is employed or becomes employed, that party shall obtain and maintain any health care coverage that is available to that party at the reasonable cost as a benefit of employment for the minor child of this cause; that if either party is self-employed and obtains or maintains health care coverage for his or her own benefit, that party shall obtain and maintain health care coverage for the minor child of this cause, if available at a reasonable cost.

IT IS FURTHER ORDERED AND ADJUDGED that the Plaintiff, JOYCE LaVERNE SKILLMAN, pay 37% and the Defendant, RUDOLPH HENSON SKILLMAN, pay 63% of any uninsured health care expenses, other than ordinary expenditures, for the minor child; and that Plaintiff may enforce this provision only if she first obtains a Circuit Court Order specifying the exact amount Defendant owes for the minor's uninsured health care expenses.

IT IS FURTHER ORDERED AND ADJUDGED that the custodial parent is required to pay the total amount of ordinary health care expenditures which includes such items as nonprescription medications, vitamins and bandages purchased by the household on a routine basis in anticipation of minor illnesses and injuries.

VISITATION RIGHTS

IT IS FURTHER ORDERED AND ADJUDGED that the noncustodial parent shall have reasonable rights of visitation as outlined in

the attached schedule which has been adopted by the Saginaw County Friend of the Court.

ARREARAGE

IT IS FURTHER ORDERED AND ADJUDGED that any arrearages presently existing for temporary support be paid by Defendant forthwith.

PROPERTY SETTLEMENT

Real Estate

IT IS FURTHER ORDERED AND ADJUDGED that the Plaintiff, JOYCE LaVERNE SKILLMAN, is hereby awarded all right, title and interest in and to the real estate presently owned by the parties, located at 922 Cherry Street, Saginaw, Michigan, which is legally described as follows:

East Eighty-five (85) Feet of Lot Sixteen (16) and the East Eighty-five (85) Feet of the North Nineteen (19) Feet of Lot Fifteen (15), Block Twenty (20), Glasby, Gallagher and Little's Addition, subject to easements, reservations and restrictions of record or in common use;

that the mortgage balance due thereon and any deficiency which may occur, as it relates to said mortgage, shall be assumed by the Plaintiff, JOYCE LaVERNE SKILLMAN, and the Defendant, RUDOLPH HENSON SKILLMAN, shall be held harmless by the Plaintiff as to further obligations related thereto.

Vehicles

IT IS FURTHER ORDERED AND ADJUDGED that the Plaintiff, JOYCE LaVERNE SKILLMAN, is awarded all right, title and interest in and to the 1985 Chevrolet Blazer and the 1994 Oldsmobile Pravada, and the same shall be her own sole and separate property free and clear from any claims therein on the part of the Defendant; and that Plaintiff shall assume and be responsible for any indebtedness due thereon, saving Defendant harmless therefrom.

IT IS FURTHER ORDERED AND ADJUDGED that the Defendant, RUDOLPH HENSON SKILLMAN, is awarded all right, title and interest in and to the 1979 Chevrolet Van, and the same shall be his own sole and separate property, free and clear from any claims therein on the part of the Plaintiff.

Personal Property

IT IS FURTHER ORDERED AND ADJUDGED that the Plaintiff, JOYCE LaVERNE SKILLMAN, is awarded all the furniture, fixtures and appliances in the marital home and any other personal property presently in her possession, not specifically designated for

Defendant, and the same shall be her own sole and separate property, free and clear from any claims therein on the part of the Defendant; and that Plaintiff shall assume and be responsible for any indebtedness due thereon, saving Defendant harmless therefrom.

IT IS FURTHER ORDERED AND ADJUDGED that the Defendant, RUDOLPH HENSON SKILLMAN, is awarded his records, clothing and any other personal property presently in his possession, not specifically designated for Plaintiff, and the same shall be his own sole and separate property, free and clear from any claims therein on the part of the Plaintiff; and that Defendant shall assume and be responsible for any indebtedness due thereon, saving Plaintiff harmless therefrom.

IT IS FURTHER ORDERED AND ADJUDGED that the Plaintiff and the Defendant are each awarded one-half of the pending class action discrimination lawsuit related to Defendant's employment at General Motors.

#### Accounts

IT IS FURTHER ORDERED AND ADJUDGED that the Plaintiff, JOYCE LaVERNE SKILLMAN, is awarded her COPCO Credit Union account; and that she shall hold the First of Michigan Corporation, Account #73736787, for the minor child, MARISA JOY SKILLMAN, as trustee, until said child is of sufficient age to manage the account on her own.

IT IS FURTHER ORDERED AND ADJUDGED that the Defendant, RUDOLPH HENSON SKILLMAN, is awarded his SAEF-CU account.

#### Stocks

IT IS FURTHER ORDERED AND ADJUDGED that the Plaintiff, JOYCE LaVERNE SKILLMAN, is awarded the proceeds of 49 shares of General Motors E stock she should on June 24, 1994, plus the 3 remaining shares of General Motors E Stock.

#### General Motors Savings Plan, 401K and ESOP

IT IS FURTHER ORDERED AND ADJUDGED that the Plaintiff and Defendant are each awarded a 50% net value in the following assets:

- (1) Defendant's General Motors/Pinkerton stock savings plan valued at \$42.625 per share as set forth in the February 23, 1995 edition of the Wall Street Journal;
- (2) Plaintiff's 401K and ESOP plans valued on her September, 1994 Statement.

IT IS FURTHER ORDERED AND ADJUDGED that the value of the Defendant's General Motors/Pinkerton stock savings plan shall be

reduced by \$6,990.09 (as resulted from loans made in May, 1991 in the sum of \$2,242.44 and March, 1993 in the sum of \$4747.65).

IT IS FURTHER ORDERED AND ADJUDGED that the distribution of each party's half share of said accounts shall be accomplished as follows:

- (1) Plaintiff is awarded ownership of her 401K and ESOP plans (the value on the September, 1994 Statement is determined to be \$9,834.99);
- (2) Defendant shall receive a credit against his General Motors/Pinkerton stock savings plan in the sum of \$9,834.99;
- (3) That by July 1, 1995, Defendant shall pay Plaintiff the difference in value required to obtain a 50/50 division of the three assets (General Motors/Pinkerton stock savings plan, 401K and ESOP).

IT IS FURTHER ORDERED AND ADJUDGED that the Plaintiff, JOYCE LaVERNE SKILLMAN, shall retain a judicial lien against the Defendant's General Motors/ Motors/Pinkerton stock savings plan; and that Defendant shall not further encumber his stock savings plan account until he pays Plaintiff, except as it is necessary to pay Plaintiff to satisfy his obligation to her.

#### TAX ELECTION OF PARTIES

IT IS FURTHER ORDERED AND ADJUDGED that, pursuant to the agreement of the parties, the parties elect that all property transfers herein shall be considered property transfers under [P.L. 98-369 Sections 421 et seq (formerly Sec. 1041(a)(b)(c)(d)) of the 1954 IRS Code] to the end that no gain or loss shall be recognized by either party.

#### EXECUTION OF DOCUMENTS

IT IS FURTHER ORDERED AND ADJUDGED that each party hereto shall sign any and all titles, documents, deeds or any other legal instruments necessary and proper to carry out the provisions of this Judgment; and in the event either party hereto neglects or refuses to execute such instrument or instruments as aforesaid, this Judgment, or a certified copy of this Judgment, shall have the same force and effect.

#### ALIMONY

IT IS FURTHER ORDERED AND ADJUDGED that the Defendant, RUDOLPH HENSON SKILLMAN, shall pay the Plaintiff, JOYCE LaVERNE SKILLMAN, alimony in gross in the sum of \$1,800.00, payable at \$75.00 per month for a period of two years, beginning the first day of the first month after entry of Judgment.

IT IS FURTHER ORDERED AND ADJUDGED that said alimony in gross shall be non-modifiable, tax deductible for Defendant and taxable to Plaintiff, and subject to a wage assignment order, plus all costs of collection in the event Defendant fails to promptly make his payments.

PENSIONS, ANNUITY AND/OR RETIREMENT BENEFITS

IT IS FURTHER ORDERED AND ADJUDGED that the Plaintiff, JOYCE LaVERNE SKILLMAN, is awarded one-half of the monthly benefit derived from the Defendant's pension-retirement program at General Motors and/or Pinkerton as her separate interest, calculated to July 1, 1994, and that this award of benefits is set forth with specificity in the Qualified Domestic Relations Order, entered contemporaneously with the entry of this Judgment.

IT IS FURTHER ORDERED AND ADJUDGED that the Plaintiff, JOYCE LaVERNE SKILLMAN, shall be named for the full survivorship benefits on Defendant's pension-retirement program, and that this award of benefits is set forth with specificity in the Qualified Domestic Relations Order, entered contemporaneously with the entry of this Judgment.

DOWER

IT IS FURTHER ORDERED AND ADJUDGED that in accordance with the statute in such case made and provided, that the provisions herein made for the Plaintiff shall be in lieu of her dower, homestead or other rights in the property of the Defendant and in full satisfaction and discharge of any and all claims which the Plaintiff has or may have in the future on any property which the Defendant owns or in which he has or may in the future have an interest; and that Defendant shall hereafter hold his remaining estate and other property free, clear and discharged from any such dower rights or claims by the Plaintiff.

MEDICAL INSURANCE

IT IS FURTHER ORDERED AND ADJUDGED that the Defendant, RUDOLPH HENSON SKILLMAN, shall retain Plaintiff as an insured on his General Motors/Pinkerton health insurance policy until entry of Judgment.

LIFE INSURANCE

IT IS FURTHER ORDERED AND ADJUDGED that the Defendant, RUDOLPH HENSON SKILLMAN, shall keep and maintain the life insurance policy currently available through his employer, General Motors/Pinkerton, naming the Plaintiff, JOYCE LaVERNE SKILLMAN, as beneficiary until entry of Judgment, and thereafter, Defendant shall name the minor child, MARISA JOY SKILLMAN, as beneficiary until such time that his child support obligation ceases, and thereafter, Defendant shall have the right to change the beneficiary of said policy of insurance.

IT IS FURTHER ORDERED AND ADJUDGED that neither the Plaintiff nor the Defendant shall hereafter have any right, title or interest in and to any insurance presently existing upon the life of either of the parties and that each party shall be at liberty to change the beneficiary of any insurance upon their respective lives or otherwise deal with or dispose of the same, except for the provision as set forth above.

MARITAL DEBTS

IT IS FURTHER ORDERED AND ADJUDGED that the Defendant, RUDOLPH HENSON SKILLMAN, shall pay and be responsible for any indebtedness against his General Motors stock savings plan, any and all IRS liability he may have incurred before the tax year 1994, holding Plaintiff harmless therefrom.

IT IS FURTHER ORDERED AND ADJUDGED that except as herein stated, each party shall pay and be responsible for his/her own respective debts, holding the other party harmless therefrom.

ATTORNEY FEES

IT IS FURTHER ORDERED AND ADJUDGED that the Defendant, RUDOLPH HENSON SKILLMAN, shall pay to HAUFFE & HAUFFE, P.C., Attorneys at Law, the sum of Five Hundred (\$500.00) Dollars within ninety (90) days from date of Judgment, for the use and benefit of services to the Plaintiff; and that failure to pay will subject Defendant to a wage assignment order, plus all costs of collection.

RETENTION OF JURISDICTION

IT IS FURTHER ORDERED AND ADJUDGED that in the event either party refuses, neglects or fails to perform the terms of this Judgment, the other party may petition this Court for any and all further relief necessary to effectuate the terms of this Judgment; and IT IS EXPRESSLY ORDERED AND ADJUDGED that this Court retains jurisdiction over the parties and the subject matter until all provisions of this Judgment have been fully carried out.

WHEN JUDGMENT BECOMES FINAL

IT IS FURTHER ORDERED AND ADJUDGED that this Judgment of Divorce shall become final and effective immediately upon entry thereof with the Office of the County Clerk.

ROBERT L. KACZMAREK, CIRCUIT JUDGE

COUNTERSIGNED:

Deputy Clerk

APPROVED BY:

DENISE M. CLACK (P40982)  
ASSOCIATE FRIEND OF THE COURT

STATE OF MICHIGAN | ss.  
County of Saginaw

In the Circuit Court of the County of Saginaw

File No. 94-2126-DM-2

JOYCE LaVERNE SKILLMAN

vs.

RUDOLPH HENSON SKILLMAN

L.....ROLAND G. NIEDERSTADT..... Clerk of said  
County and Clerk of the Circuit Court thereof, do hereby certify that the annexed is a copy of  
the Judgment of Divorce

That I have compared the said copy with the original on file and of record in my office,  
and that it is a correct transcript therefrom and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand

and affixed the seal of said Court, at the City of Saginaw, this

(SEAL)

6.....day of April.....A. D. 19 95

ROLAND G. NIEDERSTADT

Clerk.

By.....

*Victor MacArthur*

Deputy Clerk.

STATE OF MICHIGAN  
IN THE CIRCUIT COURT FOR THE COUNTY OF SAGINAW

JOYCE LAVERNE SKILLMAN, )  
Plaintiff, ) File No. 94-2126-DM-2  
vs. ) HON. ROBERT L. KACZMAREK  
RUDOLPH HENSON SKILLMAN, )  
Defendant. )  
\_\_\_\_\_  
HAUFFE & HAUFFE, P.C. )  
By IRWIN F. HAUFFE II (P14750) )  
Attorney for Plaintiff )  
971 Midland Road )  
Saginaw, Michigan 48603 )  
Phone: (517) 799-9370 )  
\_\_\_\_\_  
ACHILLES J. TARACHAS (P21263) )  
Attorney for Defendant )  
\_\_\_\_\_  
)

QUALIFIED DOMESTIC RELATIONS ORDER

AT A SESSION OF SAID COURT, HELD AT THE COURTHOUSE IN THE  
CITY OF SAGINAW, COUNTY OF SAGINAW, STATE OF MICHIGAN, ON THE  
1st DAY OF April, 1995.

PRESENT: HONORABLE ROBERT L. KACZMAREK, CIRCUIT JUDGE.

THIS ORDER is entered as part of the Property Division Section of the Judgment of Divorce of Separate Maintenance entered in this matter and dated on the 6th day of April, 1995. It is issued for the purpose of awarding the Plaintiff/Wife, JOYCE LAVERNE SKILLMAN, a portion of the retirement benefits of the Defendant, which he will hereafter qualify for as a result of his employment as a salaried employee with the General Motors Corporation. The specific plan from which benefits will be paid and shared by the Plaintiff at actual retirement date, is the GM Retirement Program for Salaried Employees Plan.

IT IS FURTHER ORDERED AND ADJUDGED that this is intended to serve as a Qualified Domestic Relations Order ("QDRO") by which

Defendant, RUDOLPH HENSON SKILLMAN, assigns a portion of his retirement benefits, under the retirement benefit plan specified below, to the Plaintiff, JOYCE LaVERNE SKILLMAN, in accordance with Sections 401(a)(13) and 414 of the Internal Revenue Code of 1954 as amended, (IRS) and as authorized by the laws of the State of Michigan, Titles 1 and 2 of the Retirement Equity Act of 1984, (REA) as amended as follows:

1. The Retirement Benefit Plan subject to this Order is as follows:

GM Salaried Retirement Program  
GM Pension Administration Center  
P.O. Box 5014  
Southfield, MI 48086-5014  
ATTN: PART

2. The participant is the Defendant, RUDOLPH HENSON SKILLMAN, whose Social Security Number is 508-36-9289; whose date of birth is February 7, 1935; whose last known address is 1816 Golfview Drive, Apt. #12, Essexville, Michigan 48732.
3. The alternate payee is the Plaintiff, JOYCE LaVERNE SKILLMAN, whose Social Security Number is 506-44-4549; whose date of birth is September 20, 1940; whose last known address is 922 Cherry Street, Saginaw, Michigan 48607.
4. The participant and the alternate payee were married on February 8, 1962.
5. The participant assigns to the alternate payee fifty (50%) percent of his retirement benefit, including Part A and Part B, which has accrued as of July 1, 1994.
  - a. If, as, and when the participant's retirement benefits in the Plan become payable to the participant, the alternate payee will receive payments from the Plan, pursuant to his assignment of benefits to her, of amounts determined as follows:
    - i. It is the parties' intention, and the order of this Court, that the alternate payee receive a net monthly benefit from the plan of 50% of the participant's monthly accrued benefit under the Plan effective and accrued as of July 1, 1994.
    - ii. If the Plan pays an early retirement subsidy to the participant, then the alternate payee will receive a share of that subsidy when it is paid to the participant. The alternate payee's share of such subsidy will be equal to fifty (50%) percent of the participant's benefits without the subsidy.

- iii. If the alternate payee elects to receive her benefit at the participant's early retirement age under paragraph 5(c), it is the parties' intention and the Order of this Court that the alternate payee receive a monthly benefit [determined under Code Section 414(P)(4)] which is the actuarial equivalent of 50% of the participant's monthly accrued benefit under the Plan as of July 1, 1994, payable at his normal retirement. This accrued benefit is to be based on the participant's years of service through July 1, 1994, and basic benefit rate as of the date of the early retirement election by the alternate payee.
- iv. If the alternate payee makes the election to receive her benefit at the participant's early retirement age under paragraph 5(c), and the participant subsequently retires with subsidized early retirement benefits, the amount payable to the alternate payee shall be recalculated so that she also receives a share of the subsidized benefit to which the participant is entitled. The alternate payee's share of this subsidy is to be determined under paragraph 5(a)(ii).

- b. The benefits payable to the alternate payee will otherwise commence when the participant begins to receive benefits under the Plan and will cease upon his death. However, the participant is hereby ordered to elect the survivor annuity option as set forth in subparagraph e below.
- c. The alternate payee shall have the right to elect to receive benefit payments under the Plan at any time beginning when the participant reaches early retirement age under the Plan.
- d. The Plan will pay benefits to the alternate payee in any form permitted by the Plan which is selected by her, provided that the form she selects does not adversely affect the selection by the participant of a form of benefit payment (including his right to designate a beneficiary other than or in addition to the alternate payee).
- e. The alternate payee will be designated as a surviving spouse for purpose of the pre-retirement survivor annuity benefit and the post-retirement survivor annuity benefit under the Plan, which has accrued as of July 1, 1994.
- f. The alternate payee shall include in her gross income, for the tax year of receipt, all retirement benefits that she receives pursuant to the participant's assignment of

benefits; and, accordingly, the participant shall not include such benefits in his gross income. The alternate payee shall be treated as the sole distributee under IRC Sections 72 and 401 of any payment or distribution that is made to her under the participant's assignment of benefits. Further, the participant's investment in the Plan, if any, shall be shared proportionately by him and the alternate payee as provided in Section 72(m)(10) of the IRC.

- g. The alternate payee shall be entitled to post-retirement increases to the extent of her interest awarded under #5 above.
6. This assignment of benefits does not require the Plan to provide any type or form of benefit, or any option, not otherwise provided under the Plan. This assignment does not require the plan to provide increased benefits (determined on the basis of actuarial equivalent values). This assignment does not require the Plan to provide benefits to the alternate payee which are required to be paid to another alternate payee under another Order previously determined to be a Qualified Domestic Relations Order.
7. The participant, the alternate payee, and the Court intend this Order to be a Qualified Domestic Relations Order under the Retirement Equity Act of 1984, Pub. L. No. 98-397.
8. The parties agree that their mutual intent is to provide the alternate payee with a retirement payment that fairly represents what they have agreed to be her marital share of the participant's accrued retirement benefit as defined in paragraph 5. In the event any Order submitted to the administrator of the Plan is held not to be a Qualified Domestic Relations Order ("QDRO") within the meaning of IRC Section 414(p), the parties hereby agree to submit to and request a Court of competent jurisdiction to modify the Order to make it a QDRO in such a manner that will reflect the parties' intent as herein expressed and thereafter to enter an Order Modifying the Domestic Relations Order entered at the time the parties are divorced, said modification Order to be entered nunc pro tunc if appropriate.
9. If the Plan from which benefits are assigned under this Order terminates with an unfunded liability, and the Pension Benefit Guaranty Corporation ("PBGC") makes benefit payments in connection with such plan, and if the amount of the total benefit payment to be paid to both the participant and the alternate payee is thus reduced, then the participant's benefits payments, and the alternate payee's benefits payments shall each be reduced the same percentage.

IT IS FURTHER ORDERED AND ADJUDGED that the above referred to Qualified Domestic Relations Order shall be considered a portion of the Property Settlement of the Judgment of Divorce entered by this Court on the 6th day of April, 1995.

**Robert L. Kaczmarek**  
ROBERT L. (KACZMAREK, CIRCUIT JUDGE

COUNTERSIGNED:

**JOANN H. POHLMAN**

Deputy Clerk

*Rudolph H. Skillman*  
RUDOLPH HENSON SKILLMAN, Defendant

STATE OF MICHIGAN | ss.  
County of Saginaw

In the Circuit Court of the County of Saginaw

File No. 94-2126-DM-2

JOYCE LaVERNE SKILLMAN

vs.

## RUDOLPH HENSON SKILLMAN

L. ROLAND G. NIEDERSTADT..... Clerk of said  
County and Clerk of the Circuit Court thereof, do hereby certify that the annexed is a copy of  
the Qualified Domestic Relations Order

That I have compared the said copy with the original on file and of record in my office, and that it is a correct transcript therefrom and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand

and affixed the seal of said Court, at the City of Saginaw, this

(SEAL)

1st day of November A. D. 1925

ROLAND G. NIEDERSTADT

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By James H. Bohanan Clerk.  
Deputy Clerk.

S T A T E O F M I C H I G A N  
IN THE CIRCUIT COURT FOR THE COUNTY OF SAGINAW

JOYCE LaVERNE SKILLMAN, )  
Plaintiff, ) File No. 94-2126-DM-2  
vs. )  
RUDOLPH HENSON SKILLMAN, ) HON. ROBERT L. KACZMAREK  
Defendant. )  
\_\_\_\_\_  
HAUFFE & HAUFFE, P.C. )  
By IRWIN F. HAUFFE II (P14750) )  
Attorney for Plaintiff )  
971 Midland Road )  
Saginaw, Michigan 48603 )  
Phone: (517) 799-9370 )  
\_\_\_\_\_

ORDER AMENDING QUALIFIED DOMESTIC RELATIONS ORDER

AT A SESSION OF SAID COURT, HELD IN THE COURTHOUSE IN THE  
CITY OF SAGINAW, COUNTY OF SAGINAW, STATE OF MICHIGAN, ON THE  
27th DAY OF June, 1996.

PRESENT: HONORABLE ROBERT L. KACZMAREK, CIRCUIT JUDGE.

A Qualified Domestic Relations Order having been entered on  
May 8, 1995, the Court being advised that certain language is re-  
quired in order for the Plaintiff to receive benefits that the  
Defendant acquired as a salaried employee;

IT IS ORDERED that paragraph one of the Qualified Domestic  
Relations Order entered on May 8, 1995, be amended to read as  
follows:

1. The Retirement Benefit Plan subject to this Order is as  
follows:

GM Hourly Rate Employees Pension Plan and  
GM Salaried Retirement Program  
Pension Administrator  
8-227 GM Building  
3044 West Grand Blvd.  
Detroit, Michigan 48202

IT IS FURTHER ORDERED that all other provisions contained in the Qualified Domestic Relations Order dated May 8, 1995, shall remain in full force and effect.

**Robert L. Kaczmarek**

~~(P15838)~~

**ROBERT L. KACZMAREK, CIRCUIT JUDGE**

COUNTERSIGNED:

**MARGA I. LUDLUM**

**Deputy Clerk**

STATE OF MICHIGAN ss.  
County of Saginaw

In the Circuit Court of the County of Saginaw

File No. 94-2126-DM-2

JOYCE LaVERNE SKILLMAN

vs.

RUDOLPH HENSON SKILLMAN

I, ROLAND G. NIEDERSTADT, Clerk of said  
County and Clerk of the Circuit Court thereof, do hereby certify that the annexed is a copy of  
the Order Amending Qualified Domestic Relations Order.

That I have compared the said copy with the original on file and of record in my office,  
and that it is a correct transcript therefrom and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand

and affixed the seal of said Court, at the City of Saginaw, this

(SEAL)

27<sup>th</sup> day of June, A. D. 1996.

ROLAND G. NIEDERSTADT

Clerk

By Margie L. Budde  
Deputy Clerk



DECEDENT

1. DECEDENT'S NAME (First, Middle, Last) <b>RUDOLPH HENSON SKILLMAN, SR.</b>		2. DATE OF BIRTH (Month, Day, Year) <b>February 7, 1935</b>	3. SEX <b>Male</b>	4. DATE OF DEATH (Month, Day, Year) <b>November 25, 2007</b>
5. NAME AT BIRTH OR OTHER NAME USED FOR PERSONAL BUSINESS (include AKA's if any)		6a. AGE - Last Birthday (Years) <b>72</b>	6b. UNDER 1 YEAR MONTHS <b>0</b>	6c. UNDER 1 DAY DAYS <b>0</b>
7a. LOCATION OF DEATH (Enter place officially pronounced dead in 7a, 7b, 7c) HOSPITAL OR OTHER INSTITUTION - Name (if not in either, give street and number and zip code) <b>1816 Golfview Dr., #12</b>		7b. CITY, VILLAGE, OR TOWNSHIP OF DEATH <b>Hampton Township</b>	7c. COUNTY OF DEATH <b>Bay</b>	
8a. CURRENT RESIDENCE - STATE <b>Michigan</b>	8b. COUNTY <b>Bay</b>	8c. LOCALITY (check the box that describes the location) <input type="checkbox"/> CITY OR VILLAGE <input checked="" type="checkbox"/> TOWNSHIP <small>(inside limits of)</small> <b>Hampton</b>	8d. STREET AND NUMBER (Include Apt. No. if applicable) <b>1816 Golfview Dr. #12</b>	
8e. ZIP CODE <b>48706</b>	9. BIRTHPLACE (City and State or Country) <b>Omaha, Nebraska</b>	10. SOCIAL SECURITY NUMBER <b>508-36-9289</b>	11. DECEDENT'S EDUCATION - What is the highest degree or level of school completed at the time of death? <b>2 Years of College</b>	
12. RACE - American Indian, White, Black, etc. (If Asian, give nationality, i.e., Chinese, Filipino, Asian Indian, etc.) (Enter all that apply) <b>Black</b>	13a. ANCESTRY - Mexican, Cuban, Arab, African, English, French, Dutch, etc. (Enter all that apply) If American Indian race, enter principal tribe <b>African-American</b>	13b. HISPANIC ORIGIN (Yes or No) <b>No</b>	14. WAS DECEDENT EVER IN THE U.S. ARMED FORCES? (Yes or no) <b>Yes</b>	
15. USUAL OCCUPATION Give kind of work done during most of working life. Do not use retired. <b>Laborer</b>	16. KIND OF BUSINESS OR INDUSTRY <b>Automotive</b>	17. MARITAL STATUS - Married, Never Married, Widowed, Divorced (Specify) <b>Divorced</b>	18. NAME OF SURVIVING SPOUSE (If wife, give name before first married) <b>Marjorie Fristoe</b>	
19. FATHER'S NAME (First, Middle, Last) <b>Leonard Henson Skillman</b>		20. MOTHER'S NAME BEFORE FIRST MARRIED (First, Middle, Last) <b>Marjorie Fristoe</b>		
21a. INFORMANT'S NAME (Type/Print) <b>Alicia Skillman</b>	21b. RELATIONSHIP TO DECEDENT <b>Daughter</b>	21c. MAILING ADDRESS (Street and Number or Rural Route Number, City or Village, State, Zip Code) <b>131 W. Parkhurst Place, Detroit, MI 48203</b>	23b. LOCATION - City or Village, State <b>Saginaw, Michigan</b>	
22. METHOD OF DISPOSITION Burial, Cremation, Entombment, Donation, Removal, Storage (Specify) <b>Burial</b>	23a. PLACE OF DISPOSITION (Name of Cemetery, Crematory, or other location) <b>Forest Lawn Cemetery</b>	26. NAME AND ADDRESS OF FUNERAL FACILITY <b>Browne's Mortuary 441 N. Jefferson Ave., Saginaw, MI 48607</b>		
24. SIGNATURE OF MORTUARY SCIENCE LICENSEE <i>Barbara E. H.</i>	25. LICENSE NUMBER (of Licensee) <b>005582</b>	28a. ACTUAL OR PRESUMED TIME OF DEATH <b>UNKNOWN</b>	28b. PRONOUNCED DEAD ON (Mo. Day Yr.) <b>11-25-07</b>	28c. TIME PRONOUNCED DEAD <b>11:00 A.M.</b>
27a. CERTIFIER (Check only one) <input type="checkbox"/> Certifying Physician - To the best of my knowledge, death occurred due to the (cause)s and manner stated. <input checked="" type="checkbox"/> Medical Examiner - On the basis of examination, and/or investigation, in my opinion, death occurred at the time, date, and place, and due to the cause(s) and manner stated.  Signature and Title <i>Howard F. Hurt D.O.</i>	27b. DATE SIGNED (Mo. Day, Yr.) <b>12-3-07</b>	27c. LICENSE NUMBER <b>5079</b>	29. MEDICAL EXAMINER CONTACTED? (Yes or No) <b>Yes</b>	30. PLACE OF DEATH (Home, Hospice, Nursing Home, Hospital, Ambulance) (Specify) <b>Home</b>
34. NAME AND ADDRESS OF CERTIFYING PHYSICIAN (Type or Print) <b>Howard F. Hurt D.O. 3720 Katalin Ct. BAY CITY, MI 48706</b>		32. MEDICAL EXAMINER'S CASE NUMBER (If applicable) <b>B07-74</b>	33. NAME OF ATTENDING PHYSICIAN IF OTHER THAN CERTIFIER (Type or Print)	
35a. REGISTRAR'S SIGNATURE <i>Dynahie A. Frazee</i>	35b. DATE FILED (Month, Day, Year) <b>December 3, 2007</b>	36. PART I. Enter the chain of events - diseases, injuries, or complications - that directly caused the death. DO NOT enter terminal events such as cardiac arrest, respiratory arrest, or ventricular fibrillation without showing the etiology. Enter only one cause on a line.  If diabetes was an immediate.		

Approximate  
Interval Between